1 Honorable Judge Benjamin Settle 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON AT TACOMA 8 9 CLYDE RAY SPENCER, MATTHEW RAY SPENCER, and KATHRYN E. TETZ, No. C11-5424BHS 10 Plaintiffs, DECLARATION OF KATHLEEN 11 T. ZELLNER IN SUPPORT OF PLAINTIFF'S RESPONSE TO v. 12 **DEFENDANTS' MOTION TO** FORMER DEPUTY PROSECUTING STRIKE PLAINTIFF'S 13 ATTORNEY FOR CLARK COUNTY JAMES SUPPLEMENTAL DISCLOSURE M. PETERS, DETECTIVE SHARON KRAUSE,) PURSUANT TO FED. R. CIV. P. 14 SERGEANT MICHAEL DAVIDSON, CLARK) 26(a)(1) AND TO BAR COUNTY PROSECUTOR'S OFFICE, CLARK) TESTIMONY 15 COUNTY SHERIFF'S OFFICE, THE COUNTY) OF CLARK and JOHN DOES ONE THROUGH) **NOTE ON MOTION** 16 TEN. **CALENDAR:** Friday, December 7, 2012 17 Defendants. 18 Pursuant to 28 U.S.C. § 1746, Kathleen Zellner declares as follows: 19 1. I am competent to testify in all respects, and make this declaration from personal 20 21 knowledge. I am the attorney of record for Plaintiff Clyde Ray Spencer in the above entitled 22 action. 23 2. Attached hereto as **Exhibit A** is a true and correct copy of the Notices of Deposition for 24 Sharon Krause, Michael Davidson and James Peters. 25 26 DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT 27 OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO STRIKE DISCLOSURE AND BAR TESTIMONY Kathleen T. Zellner & Associates, P.C. LAW OFFICES (C11-5424BHS) — 1 1901 Butterfield Road DWT 20687544v1 0094078-000001

Suite 650 Downers Grove, Illinois 60515 630.955.1212 main · 630.955.1111 fax

- 3. In the past 14 days, seven lengthy depositions have been completed. Three of those depositions were of the Defendants, and my office arranged for those to proceed by teleconference. The next three depositions were of Plaintiff and his children. An attorney from my office and I traveled to Seattle, Washington for those depositions. On the day of the final deposition in Seattle, November 14, 2012, defense counsel announced that the deposition of DeAnne Spencer would proceed on November 16, 2012. Upon information and belief, Notice of this deposition had not been received by my office. Further, no reference to DeAnne Spencer's deposition was made at any time prior to defense counsel's announcement. Nonetheless, to adhere to the schedule, we appeared by telephone and the deposition proceeded and concluded.
- 4. My office served notice on June 18, 2012 for the depositions of Defendants Krause, Davidson and Peters. Those notices requested deposition dates of September 10, 2012, September 11, 2012 and September 12, 2012, respectively. Due to a number of factors, including the number of attorneys involved and even deponents' vacations, the depositions did not proceed until November 5, 2012.
- 5. My office has been investing intense time and resources to this case. Plaintiff submitted multiple expert reports and is prepared to present those experts at times requested by Defense counsel.
- 6. We reviewed the information obtained from the depositions, the last of which concluded on November 16, and continued to form a litigation strategy. Then, on November 19, 2012, the first business day after DeAnne's Spencer's deposition, we filed the Supplemental Disclosure identifying only 12 witnesses.

DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO STRIKE DISCLOSURE AND BAR TESTIMONY (C11-5424BHS) — 2

DWT 20687544v1 0094078-000001

Case 3:11-cv-05424-BHS Document 111 Filed 11/20/12 Page 3 of 17

1	I declare under penalty of perjury under the laws of the State of Washington and the	
2	United States of America that the foregoing is true and correct.	
3	DATED this 20th day of November, 2012 at Downer's Grove, Illinois.	
4	Respectfully submitted,	
5		
6		
7	/s/ Kathleen T. Zellner	
8	Kathleen T. Zellner & Associates, P.C. Admitted <i>pro hac vice</i>	
9	1901 Butterfield Road Suite 650	
10	Downers Grove, Illinois 60515 Phone: (630) 955-1212	
11	Fax: (630) 955-1111	
12	<u>kathleen.zellner@gmial.com</u> Attorney for Plaintiffs	
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27	DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO	

STRIKE DISCLOSURE AND BAR TESTIMONY

(C11-5424BHS) - 3DWT 20687544v1 0094078-000001 Kathleen T. Zellner & Associates, P.C. LAW OFFICES 1901 Butterfield Road Suite 650 Downers Grove, Illinois 60515 630.955.1212 main · 630.955.1111 fax

DECLARATION OF SERVICE

I hereby certify that on November 20, 2012, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following counsel of record:

Patricia Campbell Fetterly	Bernard F. Veljacic
Daniel J. Judge	Deputy Prosecuting Attorney
Robert M. McKenna	Clark County Prosecuting Attorney Civil
Assistant Attorney General	Division
Torts Division	604 W. Evergreen Blvd.
PO Box 40126	P.O. Box 5000
Olympia, WA 98504-0116	Vancouver, WA 98666-5000
Email: patriciaf1@atg.wa.gov	Email: Bernard.Veljacic@clark.wa.gov
Attorneys for Defendant James M. Peters	Attorney for Defendants Clark County
	Prosecutor's Office, Clark County Sheriff's
	Office, and Clark County
Guy Bogdanoich	Jeffrey A. O. Freimund
Law, Lyman, Daniel, Kamerrer &	Freimund Jackson Tardif & Benedict
Bogdanovich, P.S.	Garratt, PLLC
P.O. Box 11880	711 Capitol Way South, Suite 602
Olympia, WA 98508-1880	Olympia, WA 98502
Email: gbogdanovich@lldkb.com	Email: jeffF@fjtlaw.com
Attorney for Defendant Sharon Krause	Attorneys for Defendant Michael Davidson
	-

/s/ Kathleen T. Zellner

Kathleen T. Zellner & Associates, P.C. Admitted *pro hac vice* 1901 Butterfield Road Suite 650 Downers Grove, Illinois 60515 Phone: (630) 955-1212 Fax: (630) 955-1111 kathleen.zellner@gmial.com

Attorney for Plaintiffs

DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO STRIKE DISCLOSURE AND BAR TESTIMONY

(C11-5424BHS) — 4 DWT 20687544v1 0094078-000001 Kathleen T. Zellner & Associates, P.C.

LAW OFFICES
1901 Butterfield Road
Suite 650
Downers Grove, Illinois 60515
630.955.1212 main · 630.955.1111 fax

EXHIBIT A

Honorable Benjamin H. Settle 1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON AT TACOMA 8 CLYDE RAY SPENCER, MATTHEW RAY 9 SPENCER, and KATHRYN E. TETZ, No. 11-cv-05424-BHS 10 Plaintiffs, NOTICE OF DEPOSITION 11 OF Sharon Krause ٧. 12 FORMER DEPUTY PROSECUTING 13 ATTORNEY FOR CLARK COUNTY JAMES M. PETERS, DETECTIVE SHARON KRAUSE,) SERGEANT MICHAEL DAVIDSON, CLARK) 14 COUNTY PROSECUTOR'S OFFICE, CLARK) COUNTY SHERIFF'S OFFICE, THE COUNTY) 15 OF CLARK, SHIRLEY SPENCER and JOHN DOES ONE THROUGH TEN, 16 Defendants. 17 DEFENDANTS AND THEIR ATTORNEYS OF RECORD 18 TO: PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of 19 Sharon Krause will be taken on oral examination before a notary public, or other official 20 authorized by law to administer oaths, at the offices of Davis Wright Tremaine LLP, 1201 21 Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00 a.m. on 22 23 Davis Wright Tremaine LLP

LAW OFFICES

Suite 1200 - 1201 Third Avenue
Scattle, Washington 93101-3045
(206) 622-3150 - Fax: (206) 237-7700 NOTICE OF DEPOSITION OF (Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001

Decl. of Kathleen T. Zellner - Page 6

(Case No. C11-5424BHS)

23

Monday. September 10th, 2012. The deposition will be videotaped and by stenographic means. The deposition will be subject to continuance from time to time until completed.

You are invited to attend and cross-examine.

DATED this 18th day of June, 2012.

Respectfully submitted,

Davis Wright Tremaine LLP Attorneys for Plaintiffs

By s/ Daniel T. Davies

Daniel T. Davies, WSBA #41793 Suite 2200 1201 Third Avenue Seattle, Washington 98101-3045 Telephone: (206) 757.8286 Fax: (206) 757.7286

E-mail: dandavies@dwt.com

Of Counsel:

Kathleen T. Zellner
Law Offices of Kathleen T. Zellner, P.C.
Esplanade IV
1901 Butterfield Road, Suite 650
Downers Grove, Illinois 60515
(630) 955-1212

NOTICE OF DEPOSITION OF

-2

(Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001 Davis Wright Tremaine LLP LAW OFFICES Suite 2200 - 1201 Third Avenue Seattle, Washington 98101-3045 (206) 622-3150 - Fax; (206) 757-7700

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DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

- I am now and at all times herein mentioned, a citizen of the United States, a
 resident of the state of Washington, over the age of eighteen years, not a party to or
 interested in the above-entitled action, and competent to be a witness herein. My business
 address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle,
 Washington 98101-3045.
- 2. I hereby certify that on the June 18, 2012, I caused a copy of the foregoing NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciafl@atg.wa.gov
Attorneys for Defendant James M. Peters

Daniel J. Judge
Attorney General's Office
7141 Cleanwater Drive SW
PO Box 40126
Olympia, WA 98504-0126
Email: danielj@atg.wa.gov
Attorneys for Defendant James M. Peters

Robert M. McKenna
Attorney General of Washington
Government Operations Division
7141 Cleanwater Drive SW
PO Box 40108
Olympia, WA 98504-0108
E-mail: Not Available
Attorneys for Defendant James M. Peters

Bernard F. Veljacic
Deputy Prosecuting Attorney
Clark County Prosecuting Attorney Civil
Division
604 W. Evergreen Blvd.
P.O. Box 5000
Vancouver, WA 98666-5000
Email: Bernard.Veljacic@clark.wa.gov
Attorney for Defendants Clark County
Prosecutor's Office, Clark County Sheriff's

Office, and Clark County

NOTICE OF DEPOSITION OF SHARON KRAUSE (Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001 Davis Wright Tremaine LLP LAW OFFICES Suite 2200 - 1201 Third Avenue Seattle, Washington 98101-3045 (206) 622-3150 - Fax: (206) 757-7700

1	Guy Bogdanoich	Jeffrey A. O. Freimund
2	Law, Lyman, Daniel, Kamerrer & Bogdanovich, P.S.	Freimund Jackson Tardif & Benedict Garratt, PLLC
	P.O. Box 11880	711 Capitol Way South, Suite 602
3	Olympia, WA 98508-1880 Email: gbogdanovich@lldkb.com	Olympia, WA 98502 Email: jefff@fjtlaw.com
4	Attorney for Defendant Sharon Krause	Attorneys for Defendant Michael Davidson
5	William H. Dunn	Gary A. Western
6	Dunn Law Office PO Box 1016	Gabriella Wagner Wilson Smith Cochran Dickerson
٦	Vancouver, WA 98666	901 Fifth Avenue, Suite 1700
7	Email: dunnwh@pacifier.com	Seattle, WA 98164-2050
	Attorneys for Defendant Shirley Spencer	Email: western@wscd.com;
8	,	wagner@wscd.com Attorneys for Defendant Shirley Spencer
9		Probable Pr
10	I declared under penalty of perjury u	under the laws of the United States and the State
11	of Washington that the foregoing is true and correct.	
12	Dated at Seattle, Washington this 18	day of June, 2012.
13		Daile Rosden
14		Sheila Rowden
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	NOTICE OF DEPOSITION OF	Davis Wright Tremaine LLP
	SHARON KRAUSE	LAW OFFICES Suite 2200 - 1701 Third Avenue Seattle, Washington 98101-3045
	(Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001	(206) 622-3150 + Fax: (206) 757-7700

Decl. of Kathleen T. Zellner - Page 9 (Case No. C11-5424BHS)

Honorable Benjamin H. Settle 1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON AT TACOMA 8 9 CLYDE RAY SPENCER, MATTHEW RAY SPENCER, and KATHRYN E. TETZ, No. 11-cv-05424-BHS 10 Plaintiffs, NOTICE OF DEPOSITION 11 OF Michael Davidson ٧. 12 FORMER DEPUTY PROSECUTING ATTORNEY FOR CLARK COUNTY JAMES 13 M. PETERS, DETECTIVE SHARON KRAUSE,) SERGEANT MICHAEL DAVIDSON, CLARK) 14 COUNTY PROSECUTOR'S OFFICE, CLARK) COUNTY SHERIFF'S OFFICE, THE COUNTY) 15 OF CLARK, SHIRLEY SPENCER and JOHN DOES ONE THROUGH TEN, 16 Defendants. 17 DEFENDANTS AND THEIR ATTORNEYS OF RECORD TO: 18 PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of 19 Michael Davidson will be taken on oral examination before a notary public, or other 20 official authorized by law to administer oaths, at the offices of Davis Wright Tremaine 21 LLP, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00 22 a.m. on Tuesday, September 11th, 2012. The deposition will be videotaped and by 23 NOTICE OF DEPOSITION OF Davis Wright Tremaine LLP LAW OFFICES

Suite 2200 • 1301 Third Avenue
South, Washington 98101-3045
(204) 622-3150 • Fax: (266) 357-7700 (Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001 Decl. of Kathleen T. Zellner - Page 10

(Case No. C11-5424BHS)

stenographic means. The deposition will be subject to continuance from time to time until 1 2 completed. You are invited to attend and cross-examine. 3 DATED this 18th day of June, 2012. 4 5 Respectfully submitted, 6 Attorneys for Plaintiffs 7 8 By s/ Daniel T. Davies 9 Suite 2200 10 1201 Third Avenue 11 Fax: (206) 757.7286 12 13 Of Counsel: 14 Kathleen T. Zellner 15 Esplanade IV 16 (630) 955-1212 17 18 19 20 21 22 23 NOTICE OF DEPOSITION OF

Davis Wright Tremaine LLP

Daniel T. Davies, WSBA #41793 Seattle, Washington 98101-3045 Telephone: (206) 757.8286 E-mail: dandavies@dwt.com

Law Offices of Kathleen T. Zellner, P.C. 1901 Butterfield Road, Suite 650 Downers Grove, Illinois 60515

Davis Wright Tremaine LLP LAW OFFICES Suite 2200 - 1201 Third Avenue Satills, Washington 98101-3045 (206) 622-3150 - Fax: (206) 757-7700

(Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001

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DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

- I am now and at all times herein mentioned, a citizen of the United States, a
 resident of the state of Washington, over the age of eighteen years, not a party to or
 interested in the above-entitled action, and competent to be a witness herein. My business
 address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle,
 Washington 98101-3045.
- 2. I hereby certify that on the June 18, 2012, I caused a copy of the foregoing NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciaf1@atg.wa.gov
Attorneys for Defendant James M. Peters

Attorney General of Washington Government Operations Division 7141 Cleanwater Drive SW PO Box 40108 Olympia, WA 98504-0108 E-mail: Not Available Attorneys for Defendant James M. Peters

Robert M. McKenna

Daniel J. Judge Attorney General's Office 7141 Cleanwater Drive SW PO Box 40126 Olympia, WA 98504-0126 Email: danielj@atg.wa.gov Attorneys for Defendant James M. Peters

Bernard F. Veljacic
Deputy Prosecuting Attorney
Clark County Prosecuting Attorney Civil
Division
604 W. Evergreen Blvd.
P.O. Box 5000
Vancouver, WA 98666-5000
Email: Bernard.Veljacic@clark.wa.gov
Attorney for Defendants Clark County
Prosecutor's Office, Clark County Sheriff's

Office, and Clark County

NOTICE OF DEPOSITION OF MICHAEL DAVIDSON (Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP

LAW OFFICES

Suite 2200 - 1201 Third Avenue

Seattle, Washington 98101-3045
(206) 622-3150 - Fax: (206) 757-7700

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1	Guy Bogdanoich	Jeffrey A. O. Freimund
	Law, Lyman, Daniel, Kamerrer &	Freimund Jackson Tardif & Benedict
2	Yan 2000 15 音 第202	Garratt, PLLC
اء	P.O. Box 11880	711 Capitol Way South, Suite 602 Olympia, WA 98502
3		Email: jeffF@fjtlaw.com
4	Email: gbogdanovich@lldkb.com Attorney for Defendant Sharon Krause	Attorneys for Defendant Michael Davidson
_	William H. Dunn	Gary A. Western
5	Dunn Law Office	Gabriella Wagner
6	[] [] [[[[[[[[[[[[[[[[Wilson Smith Cochran Dickerson
. "	Vancouver, WA 98666	901 Fifth Avenue, Suite 1700
7		Seattle, WA 98164-2050
16	Attorneys for Defendant Shirley Spencer	Email: western@wscd.com;
8		wagner@wscd.com
٦	3	Attorneys for Defendant Shirley Spencer
9	1	\$ 05 1 1 1 1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1
10	I declared under penalty of perjury under the laws of the United States and the State	
11	of Washington that the foregoing is true and correct.	
Service of his	Dated at Seattle, Washington this 18	th day of June, 2012.
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V5 5		Sheila Rowden
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NOTICE OF DEPOSITION OF MICHAEL DAVIDSON (Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001 Davis Wright Tremaine LLP LAW OFFICES Suite 2200 · 1201 Third Avenue Scattle, Washington 98101-3045 (206) 622-3150 · Fax: (206) 757-7700

Honorable Benjamin H. Settle 2 3 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 8 AT TACOMA 9 CLYDE RAY SPENCER, MATTHEW RAY SPENCER, and KATHRYN E. TETZ, 10 No. 11-cv-05424-BHS Plaintiffs. 11 NOTICE OF DEPOSITION OF James Peters 12 FORMER DEPUTY PROSECUTING 13 ATTORNEY FOR CLARK COUNTY JAMES M. PETERS, DETECTIVE SHARON KRAUSE,) 14 SERGEANT MICHAEL DAVIDSON, CLARK) COUNTY PROSECUTOR'S OFFICE, CLARK) 15 COUNTY SHERIFF'S OFFICE, THE COUNTY) OF CLARK, SHIRLEY SPENCER and JOHN 16 DOES ONE THROUGH TEN, 17 Defendants. 18 TO: DEFENDANTS AND THEIR ATTORNEYS OF RECORD 19 PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of 20 James Peters will be taken on oral examination before a notary public, or other official 21 authorized by law to administer oaths, at the offices of Davis Wright Tremaine LLP, 1201 22 Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00 a.m. on 23 NOTICE OF DEPOSITION OF Davis Wright Tremaine LLP LAW OFFICES
Suite 1200 • 1201 Third Avenue
Suattle, Washington 94101-3045
(206) 622-3130 • Fax: (706) 757-7780 (Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001

Decl. of Kathleen T. Zellner - Page 14 (Case No. C11-5424BHS)

Wednesday, September 12th, 2012. The deposition will be videotaped and by stenographic 1 means. The deposition will be subject to continuance from time to time until completed. 2 You are invited to attend and cross-examine. 3 DATED this 18th day of June, 2012. 5 Respectfully submitted, 6 Davis Wright Tremaine LLP Attorneys for Plaintiffs 7 8 By s/ Daniel T. Davies 9 Daniel T. Davies, WSBA #41793 Suite 2200 10 1201 Third Avenue Seattle, Washington 98101-3045 11 Telephone: (206) 757.8286 Fax: (206) 757.7286 12 E-mail: dandavies@dwt.com 13 Of Counsel: 14 Kathleen T. Zellner Law Offices of Kathleen T. Zellner, P.C. 15 Esplanade IV 1901 Butterfield Road, Suite 650 16 Downers Grove, Illinois 60515 (630) 955-1212 17 18 19 20 21 22 23 NOTICE OF DEPOSITION OF

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(Case No. 11-5424 BHS) DWT 19734272v1 0094078-000001

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DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

- I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein. My business address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101-3045.
- I hereby certify that on the June 18, 2012, I caused a copy of the foregoing 2. NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciafl@atg.wa.gov
Attorneys for Defendant James M. Peters

Daniel J. Judge Attorney General's Office 7141 Cleanwater Drive SW PO Box 40126 Olympia, WA 98504-0126 Email: danielj@atg.wa.gov Attorneys for Defendant James M. Peters

Robert M. McKenna
Attorney General of Washington
Government Operations Division
7141 Cleanwater Drive SW
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Olympia, WA 98504-0108
E-mail: Not Available
Attorneys for Defendant James M. Peters

Bernard F. Veljacic Deputy Prosecuting Attorney Clark County Prosecuting Attorney Civil Division 604 W. Evergreen Blvd. P.O. Box 5000 Vancouver, WA 98666-5000 Email: Bernard.Veljacic@clark.wa.gov Attorney for Defendants Clark County Prosecutor's Office, Clark County Sheriff's Office, and Clark County

NOTICE OF DEPOSITION OF JAMES PETERS (Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001

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1	Guy Bogdanoich Law, Lyman, Daniel, Kamerrer &	Jeffrey A. O. Freimund Freimund Jackson Tardif & Benedict
2	Bogdanovich, P.S.	Garratt, PLLC
-	P.O. Box 11880	711 Capitol Way South, Suite 602
3	Olympia, WA 98508-1880	Olympia, WA 98502
200	Email: gbogdanovich@lldkb.com	Email: jeffF@fjtlaw.com
4	Attorney for Defendant Sharon Krause	Attorneys for Defendant Michael Davidson
5	William H. Dunn	Gary A. Western
	Dunn Law Office	Gabriella Wagner Wilson Smith Cochran Dickerson
6	PO Box 1016	901 Fifth Avenue, Suite 1700
7	Vancouver, WA 98666 Email: dunnwh@pacifier.com	Seattle, WA 98164-2050
7	Attorneys for Defendant Shirley Spencer	Email: western@wscd.com;
8	Attorneys for Deteridant Sinney Spencer	wagner@wscd.com
8	ii.	Attorneys for Defendant Shirley Spencer
9		
10	I declared under penalty of perjury	under the laws of the United States and the State
11	of Washington that the foregoing is true and	d correct.
	Dated at Seattle, Washington this 18	3 th day of June, 2012.
12	· ·	D: 2
13		Sheila Rowden
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NOTICE OF DEPOSITION OF JAMES PETERS (Case No. 11-5424 BHS) DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP

LAW OFFICES

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Seattle, Washington 98101-3045
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